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Attorney for CARLOS RUELAS-VALDOVINOS

5 UNITED STATES DISTRICT COURT  
6 EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 VS.

10 CARLOS RUELAS-  
11 VALDOVINOS,

Defendant.

NO. 4:21-cr-06028-MKD-9

RESPONSE TO  
GOVERNMENT'S MOTION  
TO DETAIN

Date: 04/13/2022

Time: 3:30 PM

12 TO: UNITED STATES DISTRICT COURT CLERK  
13 TO: STEFANIE VAN MARTER, ASST. UNITED STATES  
14 ATTORNEYS

15 Comes now, CARLOS RUELAS-VALDOVINOS, by and through his  
16 attorney, Scott W. Johnson, of JOHNSON & ORR, PLLC, and hereby moves this  
17 court to release Mr. RUELAS-VALDOVINOS on his own recognizance. This  
18 response is based upon the filed documents to date and the following information and  
19 argument.

20  
21 **RESPONSE**

22 Mr. Ruealas-Valdovinos requests that the Court release him with conditions  
23 that the court sees fit.

24 In examining the first 3142 factor, the nature of the charge is a drug case. The  
25 discovery is voluminous and defense in this case has only had possession of the  
26 discovery since Friday April 8<sup>th</sup> and as such cannot elaborate on the facts of the case,

1 however, from a cursory glance, it does not appear that the case involves any minors,  
2 firearms, explosives, or destructive devices.

3 The second factor, the weight of the evidence, is also relatively unknown to  
4 the defense at this point. Again, after a cursory review of the discovery Mr. Ruelas-  
5 Valdovinos's alleged role was minor, only making an appearance in the discovery on  
6 one incident.

7 The third factor involves examining the history and characteristics of the  
8 accused.

9 Mr. Ruelas-Valdovinos is currently married. Mr. Ruelas-Valdovinos and his  
10 wife have two children, Neveah, 4 years old, and Daleyza, 2 years old. Both children  
11 live with him at their home. Mr. Ruelas-Valdovinos's family lives locally. His  
12 mother and father live in Sunnyside, as do his siblings. Mr. Ruelas-Valdovinos has  
13 no connections outside of the county and none to Mexico. According to his wife, Mr.  
14 Ruelas-Valdovinos has resided in the USA since he was 5-years old, and he doesn't  
15 have a passport.

16 Mr. Ruelas-Valdovinos works part time at Moreno Auto Sales in Sunnyside,  
17 WA. Mr. Ruelas-Valdovinos believes that, if released, he will continue to have a job  
18 there.

19 Mr. Ruelas-Valdovinos has an 11<sup>th</sup> grade education from Sunnyside High  
20 School.

21 Mr. Ruelas-Valdovinos does not use any drugs and only drinks infrequently.  
22 At his meeting with Erica Helms for his pretrial services report, Mr. Ruelas-  
23 Valdovinos stated he only drinks once every couple of months and not to excess.

24 Mr. Ruelas-Valdovinos has minimal criminal history, mostly relating to  
25 driving charges. Further, none of these charges resulted in convictions.  
26

1 At the time of these allegations, Mr. Ruelas-Valdovinos was not on probation  
2 or parole.

3 Mr. Ruelas-Valdovinos has no mental health issues.

4 If released, Mr. Ruelas-Valdovinos would be living at his home with his wife  
5 and children at their home.

6 There are certainly conditions of release that will reasonably assure the  
7 appearance of Mr. Ruelas-Valdovinos. There is no indication Mr. Ruelas-  
8 Valdovinos is a threat to any other person or the community. By requiring conditions  
9 that this Court deems appropriate, the Court can be assured of Mr. Ruelas-  
10 Valdovinos's future appearance.

11  
12 Dated this 12<sup>th</sup> day of April, 2022.

13 Respectfully Submitted,  
14

15 "s/Scott W. Johnson"  
16 SCOTT W. JOHNSON, WSBA #27839  
17 Attorney for RUELAS-VALDOVINOS  
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4 CERTIFICATE OF SERVICE  
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I declare under penalty of perjury under the laws of the State of Washington,  
that on April 13<sup>th</sup>, 2022, I electronically filed the foregoing with the Clerk of the  
Court using the CM/ECF System which will send notification of such filing to the  
following:

9 Stefanie Van Marter, U.S. Attorneys, 920 W. Riverside, Rm 300, Spokane, WA  
10 99201

11 Dated this 13<sup>th</sup> day of April, 2022.

12 “s/Scott W. Johnson”  
13 Scott W. Johnson, WSBA #27839  
14 Attorney for Carlos Ruelas-Valdovinos  
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